

PATENT

U.S. Appln. Ser. No.: 09/882,945
Attorney Docket No. FORS-04586

H13

CD
10/15/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lyamichev *et al.*

Serial No.: 09/882,945

Group No.: 1634

Filed: 06/15/01

Examiner: Chakrabarti, A

Entitled: Oligonucleotides For The Detection Of HIV-1

RESPONSE TO THE OFFICE ACTION
MAILED AUGUST 27, 2002

RECEIVED

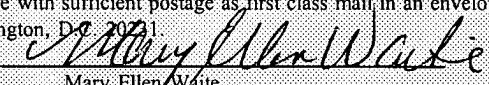
OCT 08 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

TECH CENTER 1600/2900

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1)(i)(B)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

By: 
Mary Ellen Waite

Dear Examiner:

The following communication is response the Office Action mailed August 27, 2002, in the above-referenced application. As the pending Office Action set a one month shortened statutory period for Applicants' response, Applicants believe that the instant communication is timely filed and that no fees are due with its transmission. The Commissioner is, however, hereby authorized to charge any required fees to Attorney Deposit Account No. 08-1290 referencing Attorney Docket No.: FORS-04586.

R E M A R K S

Claims 1-51 are pending and under examination. In the Office Action mailed August 27, 2002, the Examiner made a Restriction Requirement restricting pending claims 1-51 into the following groups: Group I (claims 1-43) drawn to nucleic acid amplification, classified in class 435, subclass 91.2; Group II (claims 44-47 and 50-51) drawn to nucleic acid hybridization, classified in class 435, subclass 6; and Group III (claims 48 and 49) drawn to nucleic acids, classified in class 536, subclass 6.

Applicants elect, without traverse, to prosecute the claims of Group I. Applicants reserve the right to prosecute the claims of Groups II and III in one or more divisional applications.

C O N C L U S I O N

Should the Examiner believe that a telephone interview would aid in the prosecution of this application, Applicant encourages the Examiner to call the undersigned collect at (608) 218-6900.

Dated: September 27, 2002


Thomas J. Bordner
Registration No. 47,436

MEDLEN & CARROLL, LLP
101 Howard St., Suite 350
San Francisco, California 94105